IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE R.BASANT

MONDAY, THE 20TH AUGUST 2007 / 29TH SRAVANA 1929

Crl.MC.No. 2522 of 2007()

CRIME NO.415/07 CHENGANNUR POLICE STATION

PETITIONER: COMPLAINANT

SAJI OOMMEN, S/O.CHACKO OOMMEN,
ARAYALUMMOOTTIL VEEDU, ANGADICKAL PUTHENKAV
MURI, CHENGANNUR VILLAGE & TALUK.

BY ADV. SRI.K.RAVEENDRAN
SRI.ANIL KUMAR M.SIVARAMAN

RESPONDENTS:

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1. STATE OF KERALA,
REPRESENTED BY THE PUBLIC PROSECUTOR,
HIGH COURT OF KERALA, ERNAKULAM.

2. THE SUB INSPECTOR OF POLICE,
CHENGANNUR.

3. RAJU, CIRCLE INSPECTOR OF EXCISE,
EXCISE RANGE, CHENGANNUR.

BY PUBLIC PROSECUTOR SRI.GIKKU JACOB

THIS CRIMINAL MISC. CASE HAVING COME UP FOR ADMISSION ON 20/08/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

R.BASANT, J

Crl.M.C.No.2522 of 2007

Dated this the 20th day of August, 2007

O R D E R

The grievance of the petitioner is that no proper investigation has been conducted into Crime No.415 of 2007 registered on 21.07.07 at the instance of the petitioner against the 3rd respondent herein. The 3rd respondent is an influential excise official and the petitioner apprehends that proper investigation shall not be conducted by the police.

2. Notice was given to the learned Public Prosecutor . The learned Public Prosecutor after taking instructions submits that the investigation has made substantial progress. All vitally relevant witnesses have already been questioned. The investigator expects to complete the investigation within a period of 45 days from this date.

3. I take note of the submission of the learned Public Prosecutor. I am satisfied that in this crime registered on 21.07.07, no further specific directions need be issued. This Crl.M.C is accordingly dismissed after taking note of and recording the submissions of the learned Public Prosecutor . Needless to say that if proper investigation is not conducted and the petitioner is aggrieved by the final report to be filed, the option of the petitioner to challenge

the same under law shall remain unfettered by the dismissal of this Crl.M.C.

Hand over a copy of this order to the learned Public Prosecutor.

(R.BASANT, JUDGE)

rtr/-